



08 OCT 2003

Schwegman, Lundberg, Woessner
& Kluth, P.A.
PO Box 2938
Minneapolis, MN 55402

In re Application of
Warren
Application No.: 10/615,636
Filing Date: 10 July 2003
Attorney's Docket No.: 279.044US1
For: CARDIAC RHYTHM MANAGEMENT
SYSTEM WITH TIME-DEPENDENT
FREQUENCY RESPONSE

**DECISION ON
PETITION FOR REVIVAL
UNDER 37 CFR 1.137(b)**

Applicant's petition under 37 CFR 1.137(b) filed 10 July 2003 to revive international application PCT/US00/06090 abandoned under 35 U.S.C. 371(d) is hereby **GRANTED** as to the national stage in the United States of America as follows:

International application PCT/US00/06090 became abandoned as to the United States of America at midnight on 13 September 2001 for failure to pay the basic national fee.

The filing of the continuing application 10/615,636 on 10 July 2003 under 35 U.S.C. 111(a) is accepted as the appropriate response under 37 CFR 1.137(b) (See MPEP §MPEP 711.03(c)(III)(A), 1895.01(II) (Rev. 1, Feb. 2003). International application PCT/US00/06090 is being revived for purposes of continuity only. Since continuity has been established by this decision reviving the international application, the international application is again abandoned in favor of continuing application number 10/615,626.

Leonard Smith
PCT Legal Examiner
PCT Legal Office

RC Tang
Petitions Attorney
PCT Legal Office
Telephone: 703-308-1315
Facsimile: 703-308-6459



10/6/03 636

DT14 Rec'd PCT/PTO 10 JUL 2003

PCT

PATENT #2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jay A. Warren
Serial No.: Not Assigned (Parent: PCT/US00/06090)
Filed: Herewith (Parent: 3/9/2000)
Title: CARDIAC RHYTHM MANAGEMENT SYSTEM WITH TIME-DEPENDENT FREQUENCY RESPONSE

Examiner: Unknown
Group Art Unit: Unknown
Docket: 279.044US1

PETITION TO REVIVE UNDER 37 CFR § 1.137(b)

Mail Stop Petitions
Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified application became abandoned for failure to file a timely and proper U.S. Patent Application continuing a PCT Application which claims the benefit of a Provisional Patent Application, as stated herein.

Applicant submits herewith the U.S. Patent Application and a Preliminary Amendment. The application filing fee will be paid upon receipt of the Notice to File Missing Parts.

The entire delay in filing the required reply from the due date for the required reply until the filing of this Petition Under 37 CFR 1.137(b) was unintentional.

Please charge the petition fee of \$1,300.00, as required under 37 CFR 1.17(m), and any additional fees deemed necessary, to Deposit Account 19-0743.

Respectfully submitted,
JAY A. WARREN
By his Representatives,
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
612-373-6912

Date July 3, 2003

By

Timothy E Bianchi
Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O.Box 1450, Alexandria, VA 22313-1450 on this 3 day of July, 2003.

Name

CAROL HANSON

Signature

[Signature]